

RESOLUTION NO. \_\_\_\_\_ - 24 (PC)

**RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF WATSONVILLE, CALIFORNIA, DENYING AN APPEAL (PP2024-7954) OF ZONING ADMINISTRATOR APPROVAL OF AN ADMINISTRATIVE REVIEW PERMIT FOR A LOW-BARRIER NAVIGATION CENTER (#PP2023-6297) LOCATED AT 118 1<sup>ST</sup> STREET, 5 CHERRY COURT, AND 120 1<sup>ST</sup> STREET (APNs: 017-172-32, 31, & 35) AND UPHOLDING APPROVAL BY ZONING ADMINISTRATOR OF ADMINISTRATIVE REVIEW PERMIT AND FINDING PROJECT EXEMPT FROM REVIEW UNDER CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) PURSUANT TO CEQA GUIDELINES SECTION 15268**

**WHEREAS**, the subject parcels are located at 118 1<sup>st</sup> Street (APN: 017-172-32), 5 Cherry Court (APN: 017-172-31), and 120 1<sup>st</sup> Street (APN: 017-172-35) (the “Project Site”); and

**WHEREAS**, the main site location, 118 1<sup>st</sup> Street, is occupied by the Westview Presbyterian Church, which owns all three subject parcels; and

**WHEREAS**, the Project Site is designated Downtown Central Core on the General Plan Land Use Map and is located within the Downtown Core zoning district; and

**WHEREAS**, the Downtown Core zoning district is a mixed-use zone in which multifamily residential uses are principally permitted; and

**WHEREAS**, in June 2023, the County of Monterey received a notice of award from the State of California for their Encampment Resolution Funding (ERF) grant application in the requested amount of \$7,986,354 to provide funding for the Recurso de Fuerza Village program which includes development of 34-individual, non-congregate, low barrier, service rich shelter beds and provision of housing navigation and supportive services to people living along the Pajaro River; and

**WHEREAS**, on October 17, 2023, the County of Monterey, applicant, on behalf of Westview Presbyterian Church, property owner, submitted an application (#PP2023-

6297) for a Zoning Clearance/Administrative Review Permit (ARP) for a housing navigation center located at 5 Cherry Court; and

**WHEREAS**, on November 29, 2023, the City of Watsonville provided the applicant with a guidance letter outlining the additional information required for permit processing based on the understanding that the project was an emergency shelter that would be subject to Watsonville Municipal Code (WMC) Chapter 14-43; and

**WHEREAS**, on July 11, 2024, the County of Monterey resubmitted plans for ARP #PP2023-6297 that showed the proposed low barrier navigation center (LBNC) located on the parcel at 118 1st Street rather than 5 Cherry Court; and

**WHEREAS**, on July 26, 2024, the City of Watsonville provided the applicant with a response to the July 11 resubmittal requesting an amended ARP application including an updated scope of work for the proposed project identifying the specific parcels where all project elements (LBNC, parking, fire access, etc.) would be located as well as a detailed description of the proposed use for each of the parcels and confirmation of whether the proposed project should be considered as an 'emergency shelter' as defined in WMC Section 14-18.331; and

**WHEREAS**, on August 23, 2024, the County of Monterey resubmitted project plans with an amended ARP application and an amended memorandum; and

**WHEREAS**, on September 4, 2024, the County of Monterey resubmitted an amended version of the memorandum that was submitted with the amended ARP application on August 23, 2024. The amended memo removed a paragraph on page two stating that the project was "intended to be an 'emergency shelter'" and replaced it with a paragraph stating that the project was "intended to be a low barrier navigation center that will provide unsheltered individuals living along the Pajaro River with low barrier access

to temporary living facilities, housing navigation and supportive services as defined in California Government Code § 65660 (2023)”; and

**WHEREAS**, on September 20, 2024, the Zoning Administrator determined that ARP #PP2023-6297 for a LBNC was complete and approved the permit (Attachment 9). The determination letter included comments and requests for additional information that should be included with the building permit application submittal; and

**WHEREAS**, on October 2, 2024, City staff received an appeal application (#PP2024-7954) for the Zoning Administrator approval of ARP #PP2023-6297; and

**WHEREAS**, notice of time and place of the hearing to consider Appeal #PP2024-7954 was given at the time and in the manner prescribed by the WMC; and

**WHEREAS**, the Planning Commission has considered all written and verbal evidence regarding Appeal #PP2024-7954 of Zoning Administrator approval of an ARP for a low-barrier navigation center (#PP2023-6297) located at 118 1st Street, 5 Cherry Court, and 120 1<sup>st</sup> Street (APNs: 017-172-32, 31, & 35) and has made the finding that the Zoning Administrator approval of ARP #PP2023-6297 was correct because the project complies with the requirements of Government Code Section 65662 related to low-barrier navigation centers.

**NOW, THEREFORE, BE IT RESOLVED** by the Planning Commission of the City of Watsonville, California, as follows:

**Section 1.** The foregoing recitals are true and correct and are incorporated into this resolution as findings of the Planning Commission.

**Section 2.** Approval of #PP2023-6297 is statutorily exempt as a ministerial use from the provisions of the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15268. Government Code § 65660 provides for Low Barrier Navigation Centers (LBNC) and specifies that an LBNC is a use by right, which has the

same definition used in Government Code § Section 65583.2(i) that states local government review may not require a conditional use permit or other discretionary local government review or approval that would constitute a “project” for purposes of Division 13 (commencing with Section 21000) of the Public Resources Code.

**Section 3.** The Planning Commission of the City of Watsonville does hereby deny Appeal #PP2024-7954 of Zoning Administrator approval of an Administrative Review Permit for a low-barrier navigation center (#PP2023-6297) located at 118 1st Street (APN: 017-172-32, 31, & 35) on the basis that the project meets the requirements of Government Code Section 65662 and uphold the Zoning Administrator’s approval of the Administrative Review Permit.

**I HEREBY CERTIFY** that the foregoing Resolution was introduced at a regular meeting of the Planning Commission of the City of Watsonville, California, held on the 3rd day of December 2024, by Commissioner\_\_\_\_\_, who moved its adoption, which motion being duly seconded by Commissioner\_\_\_\_\_, was upon roll call, carried and the resolution adopted by the following vote:

Ayes:           Commissioners:  
Noes:           Commissioners:  
Absent:         Commissioners:

\_\_\_\_\_  
Justin Meek, Secretary  
Planning Commission

\_\_\_\_\_  
Ed Acosta, Chairperson  
Planning Commission